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MS AMENDMENT  
Attorney Docket No. 26052-Y

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Karl POPP, et al.

Serial No.: 10/790,648

Group Art Unit: 1615

Filed: March 1, 2004

Examiner: J.A. VENKAT

Title: **COMPOSITIONS FOR TREATMENT OF HYPERPIGMENTATION AND METHODS  
FOR MAKING AND USING SUCH COMPOSITIONS**

TRANSMITTAL LETTER

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark  
Office is the following:

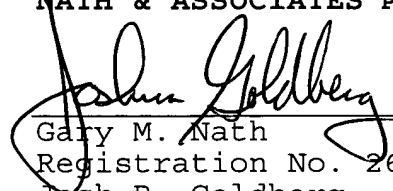
- (1) Transmittal Letter;
- (2) Response and Amendment;
- (3) Attachment A;
- (4) Attachment B;
- (5) Check No. 21897 in the amount of \$468.00 for excess claims  
fee.

The Commissioner is hereby authorized to charge any deficiency  
or credit any excess to Deposit Account No. 14-0112.

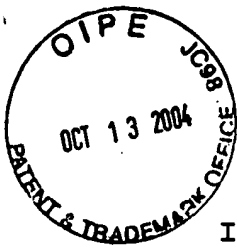
Respectfully submitted,

**NATH & ASSOCIATES PLLC**

By:

  
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Date: October 13, 2004  
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Washington, D.C. 20005  
GMN/JBG/JNR:Preliminary.Amend.TRANS



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RESPONSE AND AMENDMENT

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action bearing a mailing date of July 16, 2004. The three-month shortened statutory period to respond was set to expire on October 16, 2004. As such, this response is timely filed.

In view of the following amendments and remarks, Applicants respectfully request the Examiner to reconsider and withdraw the outstanding rejection and allow all claims pending in this application.

10/14/2004 HLE333 00000019 10790648

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**AMENDMENT**

Please amend the above captioned application as follows:

IN THE SPECIFICATION:

Please amend the specification as shown in Attachment A without any prejudice or disclaimer to the subject matter expressed therein.